

PROOF OF SERVICE

I am employed in the State of California, County of San Francisco. I am over 18 years of age and am not party to the within action. My business address is One Market, Spear Tower, Suite 2200, San Francisco, California 94105.

On November 10, 2003, I served the following via facsimile:

BURST.COM, INC.'S (1) RENEWED MOTION TO COMPEL MICROSOFT TO SEARCH FOR AND PRODUCE KEY E-MAILS AND (2) MOTION TO COMPEL MICROSOFT TO TESTIFY AS TO WHEN, HOW AND WHY IT EXCLUDED E-MAILS FROM BACK-UP TAPES

(UNDER SEAL)

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Executed this 10th day of November, 2003.

/s/
Jerry Shaw